

SEC. 2008. 100 PERCENT FMAP FOR MEDICAL ASSISTANCE PROVIDED TO A NATIVE HAWAIIAN THROUGH A FEDERALLY QUALIFIED HEALTH CENTER OR A NATIVE HAWAIIAN HEALTH CARE SYSTEM UNDER THE MEDICAID PROGRAM.

(a) **MEDICAID.**—The third sentence of section 1905(b) of the Social Security Act (42 U.S.C. 1396d(b)) is amended by inserting “, and with respect to medical assistance provided to a Native Hawaiian (as defined in section 12 of the Native Hawaiian Health Care Improvement Act) through a Federally qualified health center or a Native Hawaiian health care system (as so defined) whether directly, by referral, or under contract or other arrangement between a Federally-qualified health center or a Native Hawaiian health care system and another health care provider” before the period.

(b) **EFFECTIVE DATE.**—The amendment made by this section applies to medical assistance provided on or after the date of enactment of this Act.

SA 2935. Mr. VITTER submitted an amendment intended to be proposed to amendment SA 2923 submitted by Mr. DORGAN (for himself, Mr. WHITEHOUSE, Mr. UDALL of New Mexico, Mr. BEGICH, Mr. JOHNSON, Mr. FRANKEN, Ms. CANTWELL, Mr. UDALL of Colorado, Mr. TESTER, and Mr. INOUE) and intended to be proposed to the amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

On page 71 of the amendment, between lines 21 and 22, insert the following:

SEC. 138. LIMIT RELATING TO ABORTION.

Title II of the Indian Health Care Improvement Act (25 U.S.C. 1621 et seq.) is amended by adding at the end the following:

“SEC. 227. LIMIT RELATING TO ABORTION.

“(a) **DEFINITION OF HEALTH BENEFITS COVERAGE.**—In this section, the term ‘health benefits coverage’ means a health-related service or group of services provided pursuant to a contract, compact, grant, or other agreement.

“(b) **LIMITATION.**—

“(1) **IN GENERAL.**—Except as provided in paragraph (2), no funds or facilities of the Service may be used—

“(A) to provide any abortion; or

“(B) to provide, or pay any administrative cost of, any health benefits coverage that includes coverage of an abortion.

“(2) **EXCEPTIONS.**—The limitation described in paragraph (1) shall not apply in any case in which—

“(A) a pregnancy is the result of an act of rape, or an act of incest against a minor; or

“(B) the woman suffers from a physical disorder, physical injury, or physical illness that, as certified by a physician, would place the woman in danger of death unless an abortion is performed, including a life-endangering physical condition caused by or arising from the pregnancy itself.”.

SA 2936. Mr. VITTER submitted an amendment intended to be proposed to amendment SA 2922 submitted by Mr. DORGAN and intended to be proposed to the amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other

purposes; which was ordered to lie on the table; as follows:

On page 4 of the amendment, strike line 5 and insert the following: “as the ‘Buy Indian Act’”.

“SEC. 827. LIMIT RELATING TO ABORTION.

“(a) **DEFINITION OF HEALTH BENEFITS COVERAGE.**—In this section, the term ‘health benefits coverage’ means a health-related service or group of services provided pursuant to a contract, compact, grant, or other agreement.

“(b) **LIMITATION.**—

“(1) **IN GENERAL.**—Except as provided in paragraph (2), no funds or facilities of the Service may be used—

“(A) to provide any abortion; or

“(B) to provide, or pay any administrative cost of, any health benefits coverage that includes coverage of an abortion.

“(2) **EXCEPTIONS.**—The limitation described in paragraph (1) shall not apply in any case in which—

“(A) a pregnancy is the result of an act of rape, or an act of incest against a minor; or

“(B) the woman suffers from a physical disorder, physical injury, or physical illness that, as certified by a physician, would place the woman in danger of death unless an abortion is performed, including a life-endangering physical condition caused by or arising from the pregnancy itself.”.

SA 2937. Mr. VITTER submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

On page 1703, between lines 4 and 5, insert the following:

SEC. 6303. RULE OF CONSTRUCTION.

Nothing in the provisions of or amendments made by this subtitle shall be construed to allow any employee of the Federal government or any political appointee to dictate the manner in which a health care provider practices medicine.

SA 2938. Mrs. GILLIBRAND (for herself, Ms. STABENOW, Mr. BROWN, Mr. KERRY, Mr. MENENDEZ, Mr. SCHUMER, and Mr. LEVIN) submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

On page 1996, between lines 3 and 4, insert the following:

SEC. 9001A. INCREASED THRESHOLDS ON HIGH COST EMPLOYER-SPONSORED HEALTH COVERAGE SUBJECT TO EXCISE TAX.

Section 49801 of the Internal Revenue Code of 1986, as added by section 9001(b), is amended—

(1) by striking “\$8,500” in subsection (b)(3)(C)(i)(I) and inserting “\$9,500”, and

(2) by striking “\$23,000” in subsection (b)(3)(C)(i)(II) and inserting “\$25,000”.

SA 2939. Mr. PRYOR submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R.

3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

On page 134, between lines 10 and 11, insert the following:

(4) **ENROLLEE SATISFACTION SYSTEM.**—The Secretary shall develop an enrollee satisfaction survey system that would evaluate the level of enrollee satisfaction with qualified health plans offered through an Exchange, for each such qualified health plan that had more than 500 enrollees in the previous year. The Exchange shall include enrollee satisfaction information in the information provided to individuals and employers through the Internet portal established under paragraph (5) in a manner that allows individuals to easily compare enrollee satisfaction levels between comparable plans.

PRIVILEGES OF THE FLOOR

Mr. COBURN. Mr. President, I ask unanimous consent that Josh Trent of my staff be granted the privilege of the floor for the duration of the debate on H.R. 3590.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDERS FOR SUNDAY, DECEMBER 6, 2009

Mr. PRYOR. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 12:30 p.m., Sunday, December 6; that following the prayer and the pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and the Senate resume consideration of H.R. 3590, the health care reform legislation, as provided for under the previous order, with the majority controlling the first 60 minutes and the Republicans controlling the next 60 minutes.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. PRYOR. Madam President, Senators should expect at least two roll-call votes tomorrow to begin at approximately 3:15 p.m. The first two votes will be in relation to the Lincoln amendment No. 2905 regarding executive compensation, to be followed by a vote in relation to the Ensign amendment No. 2927 regarding attorneys fees. We are also working on the next amendments that will be offered, and we are hopeful we will be able to vote on those tomorrow after the 3:15 p.m. votes. Senators will be notified when any additional votes are scheduled.

ADJOURNMENT UNTIL 12:30 P.M. TOMORROW

Mr. PRYOR. Madam President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate adjourn under the previous order.

There being no objection, the Senate, at 6:29 p.m., adjourned until Sunday, December 6, 2009, at 12:30 p.m.